

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT EXAMINING OPERATION

Applicants: Günter FUHR, et al.

Application Serial No.: 10/532,017

Group Art Unit: 3744

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Examiner: Mohammad M. Ali

Att. Docket No.: B1180/20035

Confirmation No.: 5994

For: LOW-TEMPERATURE STORAGE OF SUSPENSION SAMPLES IN SUSPENDED
SAMPLE CHAMBERS

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

In response to the Final Office Action dated October 27, 2008, Applicants respectfully request reconsideration of this application. Claims 1-18 remain pending. Favorable reconsideration is respectfully requested in view of the following remarks.

Smollett

Claims 1-5, 7-8, 10, 12-13, 15 and 16 stand rejected under 35 U.S.C. §102(b) over Smollett, et al. (U.S. Patent No. 3,292,424). Claims 6, 9 and 18 stand rejected under 35 U.S.C. §103(a) over Smollett, et al. These rejections are respectfully traversed for at least the reasons set forth below.

The Examiner asserts that Smollett discloses a cryostorage device 22, a data storage device 69, a receptacle device 77, and a sample chamber 82 as recited in the claims. The Examiner also asserts that the features of Claims 6, 9 and 18 missing in Smollett are an obvious implementation or a known feature. The Examiner's assertions are respectfully traversed, at least because Smollett does not disclose the following features recited in independent Claims 1